

REMARKS

In the outstanding official action, independent claims 1 and 6 were rejected under 35 USC 102(b) as being anticipated by Lutter, with the remaining dependent claims being rejected under 35 USC 103(a) as being unpatentable over the references of record.

In response, independent claims 1 and 6 are herewith amended to more particularly and precisely recite the novel and unobvious features of the instant invention, claim 8 has been amended to correct claim dependency, and new dependent claims 11 and 12 have been added.

More particularly, claims 1 and 6 now both recite that the motor vehicles transmit messages to the stationary unit, and the stationary unit processes the received messages and generates different new messages.

It is respectfully submitted that the more precise recitation directed to the generation of different new messages clearly distinguishes independent claims 1 and 6 over Lutter. In Lutter, and in particular the portions thereof cited in the Action, a message (message 24 in the embodiment of Fig. 1 and message 48 in the embodiment of Fig. 3) is received and this same message is then propagated or relayed to other portals or other

vehicles (see paragraphs 17-21 and 23-25 of Lutter). Thus, the present invention, as now more particularly and precisely recited in independent claims 1 and 6 is clearly patentably distinguishable over the teachings of the reference.


Furthermore, the instant invention provides a commercially important improvement in that the quality of information to be exchanged and the reliability of the system are improved and communication between vehicles is facilitated (see pages 2-5 of the instant specification, where these advantages are described in more detail). Support for the recitation of the generation of different new messages is to be found, *inter alia* at page 3, in the paragraph beginning on line 18.

Finally, new dependent claims 11 and 12 are presented herewith in order to recite the particular embodiment wherein the stationary unit is integrated into an infrastructure of a road. Support for this limitation is to be found at page 3, lines 18-20 of the instant specification.

In view of the foregoing amendments and remarks, it is respectfully submitted that the currently-pending claims, as herewith amended, are clearly patentably distinguishable over the cited and applied references. Accordingly, allowance of the

instant application is respectfully submitted to be justified at the present time, and favorable consideration is earnestly solicited.

Respectfully submitted,

By 

Steven R. Biren, Reg. 26,236
Attorney
(914) 333-9630